

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

MICHAEL MUNIE, et al., )  
                            )  
Plaintiffs,             )  
                            )  
vs.                       )                  Case No. 4:10cv1096AGF  
                            )  
                            )  
CHRIS KOSTER, et. al., )  
                            )  
Defendants.             )

**PLAINTIFFS' AND DEFENDANTS' PROPOSED SCHEDULING PLAN**

Plaintiffs Michael Munie and ABC Quality Moving L.L.C., by their undersigned counsel, Attorney General Chris Koster, by his undersigned counsel and Defendants Jan Skouby, Michelle Teel, Tina Thurman, Chuck Gohring, Rudolf E. Farber, David A. Gach, Duane S. Michie, Grace Nichols, Lloyd J. Carmichael, and Stephen R. Miller, through their undersigned counsel, offer the following Proposed Scheduling Plan.

1. The Parties consider this case appropriate for a Track 2 assignment and have scheduled proposed dates based upon that Track with the trial set within 18 months of filing the complaint, June 18, 2010.
2. The amendment of pleadings or Defendants' responsive pleadings will be accomplished by within thirty (30) days of the Court's ruling on the dispositive motions currently pending.
3. The Discovery Plan includes the following:
  - (a) The Parties initial disclosures shall be made on or before December 16, 2010.
  - (b) The Parties do not think discovery needs to be conducted in phases or limited.

- (c) The Parties know of no reason that the presumptive limits of ten (10) depositions to per side as set forth in Rule 30(a)(2)(A), Fed.R.Civ.P. and twenty-five (25) interrogatories per party as set forth in Rule 33(a), Fed.R.Civ.P. should not apply.
- (d) The Parties think it unlikely that a physical or mental examination will be required.
- (e) Plaintiffs will disclose experts on or before February 16, 2011. Defendants will disclose experts on or before March 15, 2011. Plaintiff's expert will be available for deposition by May 16, 2011. Defendants' expert will be available for deposition by June 15, 2011.
- (f) The Parties do not anticipate this case will encompass significant electronic discovery. In the event that electronic discovery does become necessary, the parties will make legitimate, good faith efforts to cooperate with opposing Parties' requests.
- (g) Given the current status of the case at bar the Parties are not aware of any potential claims of privilege or of matters requiring protection orders. In the event such issues develop, Defendants will make its best faith efforts to resolve such disputes with Plaintiff prior to presenting such matters to this Court.
- (h) Defendants do not anticipate significant issues preventing this case from being timely scheduled as set forth herein.
- (i) All discovery will be completed by June 30, 2011.

4. Any dispositive motions will be filed by Plaintiffs by August 30, 2011. Any dispositive motions by Defendants will be filed by September 15, 2011.
5. The earliest date by which this case should reasonably be expected to be ready for trial is December 1, 2011.
6. The estimated length of trial is two (2) days.
7. The Parties do not consider this case appropriate for referral to mediation or early neutral evaluation.
8. The Parties know of no other matters appropriate for inclusion in the Proposed Scheduling Plan.

Respectfully submitted,

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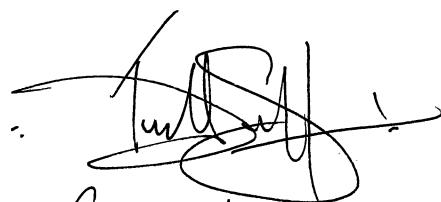
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Skouby, Teel, Thurman, Gohring, Farber, Gach,  
Michie, Nichols, Carmichael, and Miller

Approved:   
Timothy Sandefur,  
atty for Plaintiff

## **CERTIFICATE OF SERVICE**

I hereby certify that on November 24, 2010, the foregoing was filed electronically with the Clerk of the Court to be served by operation of the Court's electronic filing system upon the following:

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